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Paper No. 5

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OFFICE OF PETITIONS

In re Application of
Yasuo Tarui, et. al.
Application No. 09/801,990
Filed: March 8, 2001
Attorney Docket No. F-6888

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PETITION GRANTED

This is a decision on the petition under 37 CFR 1.137(b) filed October 23, 2003, to revive the above-identified application, which is being treated as a petition under 37 CFR 1.181, to withdraw the holding of abandonment.

The above-identified application was erroneously abandoned for failure to reply in a timely manner to the Notice to File Missing Parts of Application (Notice) mailed April 13, 2003. Since Office records reveal that an executed Oath/Declaration and authorization to charge \$130 for the surcharge were timely filed on April 10, 2001, the abandonment is hereby **WITHDRAWN**.

Petitioner should note that per authorization given on April 10, 2001, the \$130 required for the late filing of the Oath/Declaration will be charged to petitioner's deposit account.

The application file is being forwarded to the Office of Initial Patent Examination for further processing, using the Oath/Declaration filed on April 10, 2001.

Telephone inquiries concerning this decision should be directed to Andrea Smith at (703) 308-6711.

Andrea Smith
Petitions Examiner
Office of Petitions
Office of the Deputy Commissioner
for Patent Examination Policy